

CLOSED,CONSOL,TYPE I-FOIA

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:10-cv-01683-JEB**

HUMANE SOCIETY OF THE UNITED STATES v. UNITED STATES DEPARTMENT OF AGRICULTURE

Assigned to: Judge James E. Boasberg

Case: 1:11-cv-00707-JEB

Cause: 05:552 Freedom of Information Act

Date Filed: 10/04/2010

Date Terminated: 09/21/2012

Jury Demand: None

Nature of Suit: 895 Freedom of Information Act

Jurisdiction: U.S. Government Defendant

**Plaintiff**

**HUMANE SOCIETY OF THE UNITED STATES**

*TERMINATED: 09/27/2011*

represented by **Anna E.J. Frostic**  
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**Plaintiff**

**CAROLYN JUREWICZ**

*Plaintiff in 11-cv-707*

represented by **Ira T. Kasdan**  
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**Plaintiff**

**HUNTE CORPORATION**  
*Plaintiff in 11-cv-707*

represented by **Ira T. Kasdan**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Elizabeth C. Johnson**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Stephen R. Freeland**  
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*PRO HAC VICE*

**Plaintiff**

**MISSOURI PET BREEDERS  
ASSOCIATION**  
*Plaintiff in 11-cv-707*

represented by **Ira T. Kasdan**  
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**Elizabeth C. Johnson**  
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**Stephen R. Freeland**  
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*PRO HAC VICE*

**Plaintiff**

**SHARON LAVY**

represented by **Ira T. Kasdan**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Elizabeth C. Johnson**  
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*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**UNITED STATES DEPARTMENT OF  
AGRICULTURE**

represented by **Claire M. Whitaker**  
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LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

V.

**Intervenor Defendant**

**HUMANE SOCIETY OF THE  
UNITED STATES**

*From case 11-cv-707*

represented by **Aaron D. Green**  
(See above for address)  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
10/04/2010	<u>1</u>	COMPLAINT against UNITED STATES DEPARTMENT OF AGRICULTURE ( Filing fee \$ 350, receipt number 4616033170) filed by HUMANE SOCIETY OF THE UNITED STATES. (Attachments: # <u>1</u> Civil Cover Sheet)(rdj) (Entered: 10/04/2010)
10/04/2010		SUMMONS (4) Issued as to UNITED STATES DEPARTMENT OF AGRICULTURE, U.S. Attorney and U.S. Attorney General (rdj) (Entered: 10/04/2010)
10/04/2010	<u>2</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by HUMANE SOCIETY OF THE UNITED STATES identifying Corporate Parent NONE for HUMANE SOCIETY OF THE UNITED STATES. (rdj) (Entered: 10/04/2010)
10/22/2010	<u>3</u>	NOTICE of Appearance by Claire M. Whitaker on behalf of UNITED STATES DEPARTMENT OF AGRICULTURE (Whitaker, Claire) (Entered: 10/22/2010)
11/10/2010	<u>4</u>	MOTION to Stay by UNITED STATES DEPARTMENT OF AGRICULTURE (Attachments: # <u>1</u> Text of Proposed Order)(Whitaker, Claire) (Entered: 11/10/2010)
11/12/2010	<u>5</u>	Memorandum in opposition to re <u>4</u> MOTION to Stay filed by HUMANE SOCIETY OF THE UNITED STATES. (Attachments: # <u>1</u> Text of Proposed Order)(Frostic, Anna) (Entered: 11/12/2010)
11/15/2010	<u>6</u>	ERRATA to correct Proposed Order by HUMANE SOCIETY OF THE UNITED STATES <u>5</u> Memorandum in Opposition filed by HUMANE SOCIETY OF THE UNITED STATES. (Attachments: # <u>1</u> Text of Proposed Order Corrected Text of Proposed Order)(Frostic, Anna) (Entered: 11/15/2010)
11/16/2010	<u>7</u>	REPLY to opposition to motion re <u>4</u> MOTION to Stay and agreed modified stay period recommendation of to 1/10/11 filed by UNITED STATES DEPARTMENT OF AGRICULTURE. (Attachments: # <u>1</u> Text of Proposed Order)(Whitaker, Claire) (Entered: 11/16/2010)
11/16/2010	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed in a <b>FOIA Case</b> as to the U.S. Attorney for DC; HUMANE SOCIETY OF THE UNITED STATES served on 10/14/2010, answer due 11/15/2010 for U.S. Attorney. (Attachments: # <u>1</u> Exhibit Proof of Service)(Frostic, Anna) (Entered: 11/16/2010)
11/16/2010	<u>9</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on Attorney General. Date of Service Upon Attorney General 9/14/2010., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF AGRICULTURE served on 10/12/2010. (See Docket Entry <u>8</u> to view document). (znmw, ) Modified on 11/17/2010 (znmw, ). (Entered: 11/17/2010)
01/05/2011	<u>10</u>	Consent MOTION for Extension of Time to a stay in proceedings by UNITED STATES DEPARTMENT OF AGRICULTURE (Attachments: # <u>1</u> Text of Proposed Order)(Whitaker, Claire) (Entered: 01/05/2011)

01/06/2011		MINUTE ORDER granting <u>10</u> the defendant's consent motion for a stay of proceedings in this case. It is hereby ordered that the defendant shall file an answer or other response on or before February 9, 2011. Additionally, <u>4</u> the defendant's previous motion to stay is denied as moot. SO ORDERED. Signed by Judge Ricardo M. Urbina on 1/6/11.(lcrmu1) (Entered: 01/06/2011)
01/06/2011		Set/Reset Deadlines: Defendant's response due by 2/9/2011. (tg, ) (Entered: 01/06/2011)
02/09/2011	<u>11</u>	ANSWER to <u>1</u> Complaint by UNITED STATES DEPARTMENT OF AGRICULTURE.(Whitaker, Claire) (Entered: 02/09/2011)
02/11/2011	<u>12</u>	STANDING ORDER signed by Judge Ricardo M. Urbina on 2/11/2011. Read the Standing Order carefully, it will govern this case. Failure to follow the Standing Order will result in sanctions. (tg, ) (Entered: 02/11/2011)
02/28/2011		MINUTE ORDER. The court hereby ORDERS the parties to provide a joint status report by March 14, 2011 indicating the status of the case and the parties' joint proposal for how to proceed, including any controlling dates for dispositive motions. SO ORDERED. Signed by Judge Ricardo M. Urbina on 2/28/11.(lcrmu1) (Entered: 02/28/2011)
02/28/2011		Set/Reset Deadlines: Joint Status Report due by 3/14/2011. (tg, ) (Entered: 02/28/2011)
03/03/2011	<u>13</u>	NOTICE of Appearance by Kimberly Denise Ockene on behalf of HUMANE SOCIETY OF THE UNITED STATES (Ockene, Kimberly) (Entered: 03/03/2011)
03/14/2011	<u>14</u>	STATUS REPORT <i>and Motion to Extend Briefing Schedule</i> by UNITED STATES DEPARTMENT OF AGRICULTURE. (Attachments: # <u>1</u> Text of Proposed Order)(Whitaker, Claire) (Entered: 03/14/2011)
03/14/2011	<u>15</u>	Joint MOTION for Extension of Time to <i>Set Briefing Schedule (see ECF #14 for text)</i> by UNITED STATES DEPARTMENT OF AGRICULTURE (Whitaker, Claire) (Entered: 03/14/2011)
03/15/2011		MINUTE ORDER. Upon consideration of the parties' joint status report and motion to extend time for briefing in this case, <u>15</u> , and for good cause shown, it is hereby ORDERED, that the motion to extend time is hereby granted. The parties have to and including April 14, 2011, to file a joint status report, and if necessary, to propose a briefing schedule in this case. SO ORDERED. Signed by Judge Ricardo M. Urbina on 3/15/11.(lcrmu1) (Entered: 03/15/2011)
03/15/2011		Set/Reset Deadlines: Joint Status Report due by 4/14/2011. (tg, ) (Entered: 03/15/2011)
03/30/2011		Case Randomly Reassigned to U.S. District Judge James E. Boasberg. Judge Ricardo M. Urbina no longer assigned to the case. (jeb, ) (Entered: 03/30/2011)
04/14/2011	<u>16</u>	STATUS REPORT by HUMANE SOCIETY OF THE UNITED STATES. (Frostic, Anna) (Entered: 04/14/2011)
05/16/2011	<u>17</u>	STATUS REPORT by HUMANE SOCIETY OF THE UNITED STATES. (Frostic, Anna) (Entered: 05/16/2011)
05/16/2011		MINUTE ORDER directing Parties to file a joint status report on or before June 23, 2011. Signed by Judge James E. Boasberg on 5/16/2011. (lcjeb2) (Entered: 05/16/2011)
05/16/2011		Set/Reset Deadlines: Joint Status Report due by 6/23/2011. (ad) (Entered: 05/16/2011)
06/23/2011	<u>18</u>	STATUS REPORT <i>and Motion for Further Order</i> by UNITED STATES DEPARTMENT OF AGRICULTURE. (Attachments: # <u>1</u> Text of Proposed Order)(Whitaker, Claire) (Entered: 06/23/2011)
06/23/2011		MINUTE ORDER: Parties shall agree on the terms of a motion to consolidate this case with Jurewicz, et al., v. U.S. Dept of Agriculture, 11-cv-00707, or file another status report by July 25, 2011. Signed by Judge James E. Boasberg on 06/23/2011. (lcjeb2) (Entered: 06/23/2011)

06/24/2011		Set/Reset Deadlines: Status Report due by 7/25/2011. (ad) (Entered: 06/24/2011)
07/25/2011	<u>19</u>	STATUS REPORT by HUMANE SOCIETY OF THE UNITED STATES. (Frostic, Anna) (Entered: 07/25/2011)
08/01/2011		MINUTE ORDER: It is hereby ORDERED that 11cv707 and 10cv1683 are consolidated. The Clerk's Office shall close 11cv707 and transfer whichever parties are not the same to 10cv1683; the parties shall file all filings only in 10cv1683 and shall NOT elect to spread text when filing on ECF, as this will result in repetitive docketing. FURTHER ORDERED that parties should submit a joint proposed briefing schedule by August 10, 2011. Signed by Judge James E. Boasberg on 08/01/2011. (lcjeb2, ) (Entered: 08/01/2011)
08/01/2011		Set/Reset Deadlines: All parties should submit a joint proposed briefing schedule by 8/10/2011. (ad) (Entered: 08/02/2011)
08/10/2011	<u>20</u>	NOTICE of Proposed Order <i>Defendant's Proposed Briefing Schedule</i> by UNITED STATES DEPARTMENT OF AGRICULTURE (Whitaker, Claire) (Entered: 08/10/2011)
08/10/2011	<u>21</u>	NOTICE of Proposed Order <i>Setting Briefing Schedule</i> by HUMANE SOCIETY OF THE UNITED STATES, HUMANE SOCIETY OF THE UNITED STATES, HUNTE CORPORATION, CAROLYN JUREWICZ, MISSOURI PET BREEDERS ASSOCIATION (Kasdan, Ira) (Entered: 08/10/2011)
08/11/2011	<u>22</u>	MEMORANDUM re <u>21</u> Notice of Proposed Order filed by MISSOURI PET BREEDERS ASSOCIATION, HUNTE CORPORATION, HUMANE SOCIETY OF THE UNITED STATES, CAROLYN JUREWICZ by HUNTE CORPORATION, CAROLYN JUREWICZ, MISSOURI PET BREEDERS ASSOCIATION. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Kasdan, Ira) (Entered: 08/11/2011)
08/15/2011	<u>23</u>	RESPONSE re Proposed Scheduling Order (ECF # 20] and in opposition to Plaintiff's & Intervenor's Proposed Scheduling Order (ECF # 21) by UNITED STATES DEPARTMENT OF AGRICULTURE re <u>21</u> Notice of Proposed Order, <u>20</u> Notice of Proposed Order (Whitaker, Claire) Modified on 8/16/2011 to correct docket text (jf, ). (Entered: 08/15/2011)
08/18/2011	<u>24</u>	REPLY re <u>23</u> Notice (Other), Notice (Other) <i>Plaintiffs' Reply Memorandum in Support of Entry of Proposed Breifing Schedule Submitted by Plaintiffs and Intervenor Defendant HSUS</i> filed by HUNTE CORPORATION, CAROLYN JUREWICZ, MISSOURI PET BREEDERS ASSOCIATION. (Kasdan, Ira) (Entered: 08/18/2011)
08/25/2011		MINUTE ORDER: A Status Conference is set for September 7, 2011, at 10:15 a.m. before Judge Boasberg in Courtroom 19. Signed by Judge James E. Boasberg on 08/25/2011. (lcjeb2) (Entered: 08/25/2011)
08/25/2011		Set/Reset Hearings: A Status Conference is scheduled for 9/7/2011 at 10:15 AM in Courtroom 19 before Judge James E. Boasberg. (tg, ) (Entered: 08/25/2011)
08/29/2011	<u>25</u>	Consent MOTION to Continue <i>September 7 Status Conference to September 9, 2011, at 2 pm</i> by UNITED STATES DEPARTMENT OF AGRICULTURE (Attachments: # <u>1</u> Text of Proposed Order)Associated Cases: 1:10-cv-01683-JEB, 1:11-cv-00707-JEB(Whitaker, Claire) (Entered: 08/29/2011)
08/29/2011		MINUTE ORDER GRANTING <u>25</u> Motion to Continue. The Status Conference previously scheduled for September 7, 2011, has been rescheduled for September 9, 2011, at 2pm in Courtroom 19. Signed by Judge James E. Boasberg on 08/29/2011. (lcjeb2) (Entered: 08/29/2011)
08/29/2011		Set/Reset Hearings: Status Conference RESCHEDULED for 9/9/2011 at 2:00 PM in Courtroom 19 before Judge James E. Boasberg. (tg, ) (Entered: 08/30/2011)
09/01/2011	<u>26</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Aaron D. Green, :Firm- The Humane Society of the United States, :Address- 2100 L St. NW Washington, D.C. 20037. Phone No. - 202-676-2334. Fax No. - 202-676-2357 by HUMANE SOCIETY OF THE UNITED STATES, HUMANE SOCIETY OF



		THE UNITED STATES (Attachments: # <u>1</u> Declaration)(Frostic, Anna) (Entered: 09/01/2011)
09/02/2011		MINUTE ORDER GRANTING <u>26</u> Motion for Leave for Aaron D. Green to Appear Pro Hac Vice. Signed by Judge James E. Boasberg on 09/02/2011. (lcjeb2) (Entered: 09/02/2011)
09/06/2011	<u>27</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Stephen R. Freeland , :Firm– Kelley Drye & Warren, LLP, :Address– 3050 K Street, N.W., Suite 400, Washington, D.C. 20007. Phone No. – 202–342–8635. Fax No. – 202–342–8451 by HUNTE CORPORATION, CAROLYN JUREWICZ, MISSOURI PET BREEDERS ASSOCIATION (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)Associated Cases: 1:10–cv–01683–JEB, 1:11–cv–00707–JEB(Kasdan, Ira) Modified to add correct name of counsel to be admitted Pro Hac on 9/7/2011 (td, ). (Entered: 09/06/2011)
09/07/2011		MINUTE ORDER granting <u>27</u> Motion for Admission <i>Pro Hac Vice</i> of Stephen R. Freeland. Signed by Judge James E. Boasberg on 9/7/2011. (lcjeb3) (Entered: 09/07/2011)
09/09/2011		Minute Entry for proceedings held before Judge James E. Boasberg: Status Conference held on 9/9/2011. A Status Conference is set for 10/11/2011 at 10:15 AM in Courtroom 19 before Judge James E. Boasberg. (Court Reporter Lisa Griffith) (ad) (Entered: 09/09/2011)
09/09/2011		MINUTE ORDER: As agreed upon during today's status hearing, the Court ORDERS that: 1) Any party may move to amend its pleadings on or before September 26, 2011; 2) The parties shall file a Joint Status Report by October 6, 2011 which sets forth a) whether all issues regarding the administrative record have been resolved or, if not, what issues remain and how each party proposes to resolve them, and b) if the issues are resolved, a proposed briefing schedule with Plaintiffs being the first to file; and 3) A further status will be held on October 11, 2011, at 10:15 a.m. Signed by Judge James E. Boasberg on 9/9/2011. (lcjeb3) Modified on 9/9/2011 (ad). (Entered: 09/09/2011)
09/09/2011		Set/Reset Deadlines: Any party may move to amend its pleadings on or before 9/26/2011; Parties Joint Status Report is due by 10/06/2011. (ad) (Entered: 09/09/2011)
09/26/2011	<u>28</u>	MOTION for Leave to File <i>Amended Complaint</i> by HUNTE CORPORATION, CAROLYN JUREWICZ, MISSOURI PET BREEDERS ASSOCIATION (Attachments: # <u>1</u> Exhibit A (Amended Complaint), # <u>2</u> Text of Proposed Order)(Kasdan, Ira) (Entered: 09/26/2011)
09/27/2011		MINUTE ORDER: Plaintiff's <u>28</u> Motion for Leave to File Amended Complaint is GRANTED, and the Amended Complaint is deemed FILED. Signed by Judge James E. Boasberg on 09/27/2011. (lcjeb3) (Entered: 09/27/2011)
09/27/2011	<u>29</u>	AMENDED COMPLAINT against HUMANE SOCIETY OF THE UNITED STATES, UNITED STATES DEPARTMENT OF AGRICULTURE filed by HUNTE CORPORATION, HUMANE SOCIETY OF THE UNITED STATES, MISSOURI PET BREEDERS ASSOCIATION, CAROLYN JUREWICZ.(td, ) (Entered: 09/28/2011)
09/28/2011	<u>30</u>	Joint MOTION to Continue <i>Due Date for Filing A Joint Status Report and Status Conference</i> by HUNTE CORPORATION, CAROLYN JUREWICZ, MISSOURI PET BREEDERS ASSOCIATION (Attachments: # <u>1</u> Text of Proposed Order)(Kasdan, Ira) (Entered: 09/28/2011)
09/29/2011		MINUTE ORDER granting <u>30</u> Motion to Continue. The parties shall file a Joint Status Report on or before October 19, 2011 and an Initial Scheduling Conference is set for October 25, 2011 at 10:45 a.m. in Courtroom 19. Signed by Judge James E. Boasberg on 09/29/2011. (lcjeb3) (Entered: 09/29/2011)
09/29/2011		Set/Reset Deadlines/Hearings: Joint Status Report due by 10/19/2011. Initial Status Conference RESCHEDULED for 10/25/2011 at 10:45 AM in Courtroom 19 before Judge James E. Boasberg. (tg, ) (Entered: 09/29/2011)

09/30/2011	<u>31</u>	ANSWER to <u>29</u> Amended Complaint by UNITED STATES DEPARTMENT OF AGRICULTURE. Related document: <u>29</u> Amended Complaint filed by MISSOURI PET BREEDERS ASSOCIATION, HUNTE CORPORATION, HUMANE SOCIETY OF THE UNITED STATES, CAROLYN JUREWICZ.(Whitaker, Claire) (Entered: 09/30/2011)
10/03/2011	<u>32</u>	ANSWER to <u>29</u> Amended Complaint by HUMANE SOCIETY OF THE UNITED STATES. Related document: <u>29</u> Amended Complaint filed by MISSOURI PET BREEDERS ASSOCIATION, HUNTE CORPORATION, HUMANE SOCIETY OF THE UNITED STATES, CAROLYN JUREWICZ.(Frostic, Anna) (Entered: 10/03/2011)
10/19/2011	<u>33</u>	Joint MOTION to Continue <i>Due Date to File Joint Status Report and Status Conference</i> by HUNTE CORPORATION, CAROLYN JUREWICZ, MISSOURI PET BREEDERS ASSOCIATION (Attachments: # <u>1</u> Text of Proposed Order)(Kasdan, Ira) (Entered: 10/19/2011)
10/19/2011		MINUTE ORDER granting <u>33</u> Motion to Continue. The parties shall file a joint status report on or before October 31, 2011, and the status conference currently set for October 25, 2011 at 10:45 a.m. is rescheduled for November 4, 2011 at 10:00 a.m. in Courtroom 19. Signed by Judge James E. Boasberg on 10/19/2011. (lcjeb3) (Entered: 10/19/2011)
10/20/2011		Set/Reset Deadlines/Hearings: Parties shall file a Joint Status Report on or before 10/31/2011. The Status Conference scheduled for 10/25/2011 at 10:45 A.M is RESCHEDULED for 11/04/2011 at 10:00 AM in Courtroom 19 before Judge James E. Boasberg. (ad) (Entered: 10/20/2011)
11/02/2011	<u>34</u>	MOTION to Remand to United States Department of Agriculture ( <i>Motion for Voluntary Remand</i> ) by UNITED STATES DEPARTMENT OF AGRICULTURE (Attachments: # <u>1</u> Text of Proposed Order)(Whitaker, Claire) (Entered: 11/02/2011)
11/02/2011	<u>35</u>	STATUS REPORT and <i>Opposed Motion to Vacate Nov. 4 Status Conference</i> by HUMANE SOCIETY OF THE UNITED STATES. (Frostic, Anna) (Entered: 11/02/2011)
11/03/2011		MINUTE ORDER: The <u>35</u> Motion to Vacate Nov. 4 Status Conference is DENIED. The Court believes that it would be beneficial to hold a status. Signed by Judge James E. Boasberg on 11/3/2011. (lcjeb3) (Entered: 11/03/2011)
11/04/2011		Minute Entry for proceedings held before Judge James E. Boasberg: Status Conference held on 11/4/2011. (Court Reporter Lisa Griffith) (ad) (Entered: 11/04/2011)
11/04/2011		MINUTE ORDER: The Humane Society shall file an opposition to <u>34</u> Motion to Remand on or before November 10, 2011. Any replies to Humane Society's Opposition shall be filed no later than November 17, 2011. Signed by Judge James E. Boasberg on 11/4/2011. (lcjeb3) (Entered: 11/04/2011)
11/04/2011		Set/Reset Deadlines: The Humane Society shall file an opposition to <u>34</u> Motion to Remand on or before 11/10/2011; Any replies to Humane Society's Opposition shall be filed no later than 11/17/2011. (ad) (Entered: 11/04/2011)
11/10/2011	<u>36</u>	Memorandum in opposition to re <u>34</u> MOTION to Remand to United States Department of Agriculture ( <i>Motion for Voluntary Remand</i> ) filed by HUMANE SOCIETY OF THE UNITED STATES. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Text of Proposed Order)(Green, Aaron) (Entered: 11/10/2011)
11/17/2011	<u>37</u>	REPLY to opposition to motion re <u>34</u> MOTION to Remand to United States Department of Agriculture ( <i>Motion for Voluntary Remand</i> ) filed by HUNTE CORPORATION, CAROLYN JUREWICZ, MISSOURI PET BREEDERS ASSOCIATION. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7)(Kasdan, Ira) (Entered: 11/17/2011)

11/17/2011	<u>38</u>	REPLY to opposition to motion re <u>34</u> MOTION to Remand to United States Department of Agriculture ( <i>Motion for Voluntary Remand</i> ) filed by UNITED STATES DEPARTMENT OF AGRICULTURE. (Whitaker, Claire) (Entered: 11/17/2011)
11/22/2011		MINUTE ORDER: In lieu of the conference call that chambers had mentioned to the parties, the Court ORDERS that the Humane Society submit a pleading, not to exceed three pages, responding to how the Government's proposed revisions in its Reply [ECF No. 38] affect the Humane Society's position regarding remand. Signed by Judge James E. Boasberg on 11/22/2011. (lcjeb3) (Entered: 11/22/2011)
11/28/2011	<u>39</u>	TRANSCRIPT OF PROCEEDINGS before Judge James E. Boasberg held on 11-4-11; Page Numbers: 15. Date of Issuance: 11-28-11. Court Reporter/Transcriber Lisa Griffith, Telephone number (202) 354-3247, Court Reporter Email Address : Lisa_Griffith@dcd.uscourts.gov.<P></P>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter.<P> <b>NOTICE RE REDACTION OF TRANSCRIPTS:</b> The parties have twenty-one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at ww.dcd.uscourts.gov.<P></P>Redaction Request due 12/19/2011. Redacted Transcript Deadline set for 12/29/2011. Release of Transcript Restriction set for 2/26/2012.(Griffith, Lisa) (Entered: 11/28/2011)
11/30/2011	<u>40</u>	RESPONSE TO ORDER OF THE COURT re <u>34</u> Motion to Remand, Order, <i>Response to USDA's Reply in Support of its Motion</i> filed by HUMANE SOCIETY OF THE UNITED STATES. (Green, Aaron) Modified to add link on 12/1/2011 (znmw, ). (Entered: 11/30/2011)
12/06/2011		MINUTE ORDER: On the Court's own motion, a conference call is hereby set for Friday, 12/9/2011, at 10:30 am to discuss matters surrounding remand. The Court ORDERS that the parties shall jointly call Chambers at 202.354.3300 at this time. Signed by Judge James E. Boasberg on 12/6/2011. (lcjeb3) (Entered: 12/06/2011)
12/09/2011		MINUTE ORDER: Defendant Department of Agriculture filed a <u>34</u> Motion to Remand on Nov. 2, 2011. As agreed by all parties in today's conference call, the Court hereby ORDERS that: 1) The <u>34</u> Motion to Remand is GRANTED and the case is REMANDED to the Dept. of Agriculture for the further proceedings described in the remainder of this Order; 2) On or before Dec. 19, USDA must issue its letter to Plaintiff licensees, having obtained a formal statement from AKC and having given Plaintiffs' counsel 24 hours to review the letter prior to its issuance; 3) Licensees will have 30 days from issuance of the letter to respond; 4) USDA must issue a determination within 30 days of the response deadline mentioned in (3); and 5) Parties will have one week after issuance of such determination to formally contest it. Signed by Judge James E. Boasberg on 12/9/2011. (lcjeb3) (Entered: 12/09/2011)
12/09/2011		Set/Reset Deadlines: USDA's issuance of a letter to Plaintiff licensees due by 12/19/2011. USDA shall obtain a formal statement from AKC and shall give Plaintiffs' counsel 24 hours to review the letter prior to its issuance. (tg, ) (Entered: 12/09/2011)
12/12/2011	<u>41</u>	NOTICE of <i>Objection to Remand Order</i> by HUNTE CORPORATION, CAROLYN JUREWICZ, MISSOURI PET BREEDERS ASSOCIATION re Order on Motion to Remand to Agency,,, (Kasdan, Ira) (Entered: 12/12/2011)
02/24/2012	<u>42</u>	ENTERED IN ERROR. . . RESPONSE TO ORDER OF THE COURT re Order on Motion to Remand to Agency,,, <i>SECOND AMENDED COMPLAINT</i> filed by HUNTE CORPORATION, CAROLYN JUREWICZ, MISSOURI PET BREEDERS ASSOCIATION. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit C-1, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F, # <u>8</u> Exhibit G, # <u>9</u> Exhibit H, # <u>10</u> Exhibit I, # <u>11</u> Exhibit J, # <u>12</u> Exhibit K, # <u>13</u> Exhibit L)(Kasdan, Ira) Modified on 2/27/2012 (td, ). (Entered: 02/24/2012)



02/27/2012	<u>43</u>	Second AMENDED COMPLAINT against HUMANE SOCIETY OF THE UNITED STATES, UNITED STATES DEPARTMENT OF AGRICULTURE filed by HUNTE CORPORATION, MISSOURI PET BREEDERS ASSOCIATION, CAROLYN JUREWICZ, SHARON LAVY.(td, ) (Entered: 02/27/2012)
02/27/2012		NOTICE OF ERROR re <u>42</u> Response to Order of the Court; emailed to ikasdan@kelleydrye.com, cc'd 6 associated attorneys — The PDF file you docketed contained errors: 1. Amended Complaints should not be filed electronically. Send to dcd_cmecf@dcd.uscourts.gov. (td, ) (Entered: 02/27/2012)
03/08/2012	<u>44</u>	ANSWER to <u>43</u> Amended Complaint (( <i>Second</i> ) by UNITED STATES DEPARTMENT OF AGRICULTURE. Related document: <u>43</u> Amended Complaint filed by MISSOURI PET BREEDERS ASSOCIATION, SHARON LAVY, HUNTE CORPORATION, CAROLYN JUREWICZ.(Whitaker, Claire) (Entered: 03/08/2012)
03/09/2012	<u>45</u>	ANSWER to <u>43</u> Amended Complaint by HUMANE SOCIETY OF THE UNITED STATES. Related document: <u>43</u> Amended Complaint filed by MISSOURI PET BREEDERS ASSOCIATION, SHARON LAVY, HUNTE CORPORATION, CAROLYN JUREWICZ.(Green, Aaron) (Entered: 03/09/2012)
04/11/2012		MINUTE ORDER: The parties shall appear for a status hearing at 9:45 a.m. on April 24, 2012, in Courtroom 19. Signed by Judge James E. Boasberg on 4/11/2012. (lcjeb3) (Entered: 04/11/2012)
04/12/2012		Set/Reset Hearing: A Status Conference is set for 4/24/2012 at 09:45 AM in Courtroom 19 before Judge James E. Boasberg. (ad) (Entered: 04/12/2012)
04/24/2012		MINUTE ORDER: A status conference is set for 5/8/2012 at 10:00 a.m. in Courtroom 19. If the parties submit a joint proposed briefing schedule beforehand, the Court will vacate the status conference. Signed by Judge James E. Boasberg on 4/24/2012. (lcjeb3) (Entered: 04/24/2012)
04/24/2012		Minute Entry for proceedings held before Judge James E. Boasberg: Status Conference held on 4/24/2012. A Status Conference is set for 5/08/2012 at 10:00 AM in Courtroom 19 before Judge James E. Boasberg. (Court Reporter Lisa Griffith) (ad) (Entered: 04/24/2012)
05/07/2012	<u>46</u>	NOTICE of Proposed Order <i>Setting Briefing Schedule</i> by HUMANE SOCIETY OF THE UNITED STATES (Green, Aaron) (Entered: 05/07/2012)
05/07/2012		MINUTE ORDER: Consistent with parties' <u>46</u> Proposed Briefing Schedule, the Court ORDERS that 1) USDA shall file the certified administrative record by May 11, 2012; 2) Plaintiffs shall file their dispositive motion by June 11, 2012; 3) USDA and HSUS shall file their opposition and any dispositive cross-motion by July 10, 2012; 4) Plaintiffs shall file their reply and any opposition by July 31, 2012; and 5) USDA and HSUS shall file their reply on or before August 14, 2012. In addition, the Court ORDERS that the Status Conference previously set for May 8, 2012, is VACATED. Signed by Judge James E. Boasberg on 5/7/2012. (lcjeb2, ) (Entered: 05/07/2012)
05/07/2012		Set/Reset Deadlines: USDA shall file the certified administrative record by 5/11/2012; Plaintiffs shall file their dispositive motion by 6/11/2012; USDA and HSUS shall file their opposition and any dispositive cross-motion by 7/10/2012; Plaintiffs shall file their reply and any opposition by 7/31/2012; and USDA and HSUS shall file their reply on or before 8/14/2012. (ad) (Entered: 05/07/2012)
05/11/2012	<u>47</u>	ADMINISTRATIVE RECORD by UNITED STATES DEPARTMENT OF AGRICULTURE. (Whitaker, Claire) (Entered: 05/11/2012)
06/11/2012	<u>48</u>	MOTION for Summary Judgment by HUNTE CORPORATION, CAROLYN JUREWICZ, SHARON LAVY, MISSOURI PET BREEDERS ASSOCIATION (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Affidavit, # <u>3</u> Statement of Facts)(Kasdan, Ira) (Entered: 06/11/2012)
07/10/2012	<u>49</u>	Memorandum in opposition to re <u>48</u> MOTION for Summary Judgment <i>and Cross-Motion for Summary Judgment</i> filed by HUMANE SOCIETY OF THE

		UNITED STATES. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit, # <u>3</u> Text of Proposed Order)(Green, Aaron) (Entered: 07/10/2012)
07/10/2012	<u>50</u>	Cross MOTION for Summary Judgment by UNITED STATES DEPARTMENT OF AGRICULTURE (Attachments: # <u>1</u> Ex. A Statement of Facts found in Administrative Record, # <u>2</u> Ex. B Administrative Record cites appearing in Defendant's brief, # <u>3</u> Text of Proposed Order)(Whitaker, Claire) (Entered: 07/10/2012)
07/10/2012	<u>51</u>	Memorandum in opposition to re <u>48</u> MOTION for Summary Judgment filed by UNITED STATES DEPARTMENT OF AGRICULTURE. (Whitaker, Claire) (Entered: 07/10/2012)
07/10/2012	<u>52</u>	Cross MOTION for Summary Judgment by HUMANE SOCIETY OF THE UNITED STATES. (See Docket Entry <u>49</u> to view document. Counsel is reminded to file the motion as a separate docket entry in future). (znmw, ) (Entered: 07/11/2012)
07/18/2012	<u>53</u>	MOTION for Leave to File Excess Pages by HUNTE CORPORATION, CAROLYN JUREWICZ, SHARON LAVY, MISSOURI PET BREEDERS ASSOCIATION (Attachments: # <u>1</u> Text of Proposed Order)(Kasdan, Ira) (Entered: 07/18/2012)
07/18/2012		MINUTE ORDER granting <u>53</u> Unopposed Motion for Leave to File Excess Pages: Plaintiffs shall be permitted to file one brief not to exceed 50 pages. Signed by Judge James E. Boasberg on 7/18/2012. (lcjeb3) (Entered: 07/18/2012)
07/31/2012	<u>54</u>	NOTICE of Appearance by Elizabeth C. Johnson on behalf of HUNTE CORPORATION, CAROLYN JUREWICZ, MISSOURI PET BREEDERS ASSOCIATION, HUNTE CORPORATION, CAROLYN JUREWICZ, SHARON LAVY, MISSOURI PET BREEDERS ASSOCIATION Associated Cases: 1:10-cv-01683-JEB, 1:11-cv-00707-JEB(Johnson, Elizabeth) (Entered: 07/31/2012)
07/31/2012	<u>55</u>	REPLY to opposition to motion re (50 in 1:10-cv-01683-JEB) Cross MOTION for Summary Judgment , (52 in 1:10-cv-01683-JEB) MOTION for Summary Judgment filed by HUNTE CORPORATION, CAROLYN JUREWICZ, MISSOURI PET BREEDERS ASSOCIATION, HUNTE CORPORATION, CAROLYN JUREWICZ, SHARON LAVY, MISSOURI PET BREEDERS ASSOCIATION. (Attachments: # <u>1</u> Declaration, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit)Associated Cases: 1:10-cv-01683-JEB, 1:11-cv-00707-JEB(Kasdan, Ira) (Entered: 07/31/2012)
07/31/2012	<u>56</u>	NOTICE of Filing by HUNTE CORPORATION, CAROLYN JUREWICZ, MISSOURI PET BREEDERS ASSOCIATION, HUNTE CORPORATION, CAROLYN JUREWICZ, SHARON LAVY, MISSOURI PET BREEDERS ASSOCIATION re (16 in 1:11-cv-00707-JEB) Reply to opposition to Motion, Associated Cases: 1:10-cv-01683-JEB, 1:11-cv-00707-JEB(Kasdan, Ira); Exhibits (CD's containing D and G filed in the Clerk's Office); EXHIBIT B (SEALED in vault) Modified on 8/1/2012 (td, ). (Entered: 07/31/2012)
07/31/2012	<u>57</u>	REPLY in support re <u>48</u> MOTION for Summary Judgment filed by HUNTE CORPORATION, CAROLYN JUREWICZ, SHARON LAVY, MISSOURI PET BREEDERS ASSOCIATION; (See docket entry no. <u>55</u> to view document) (td, ) (Entered: 08/01/2012)
08/14/2012	<u>58</u>	REPLY to opposition to motion re <u>50</u> Cross MOTION for Summary Judgment filed by UNITED STATES DEPARTMENT OF AGRICULTURE. (Whitaker, Claire) (Entered: 08/14/2012)
08/14/2012	<u>59</u>	REPLY to opposition to motion re <u>52</u> MOTION for Summary Judgment filed by HUMANE SOCIETY OF THE UNITED STATES. (Frostic, Anna) (Entered: 08/14/2012)
08/29/2012	<u>60</u>	NOTICE of Filing of Appendix of re <u>47</u> Administrative Record Cites by HUNTE CORPORATION, CAROLYN JUREWICZ, SHARON LAVY, MISSOURI PET BREEDERS ASSOCIATION (Kasdan, Ira) Modified on 8/30/2012 (jf, ). (Entered: 08/29/2012)

09/20/2012	<u>61</u>	ORDER denying <u>48</u> Plaintiffs' Motion for Summary Judgment, granting <u>50</u> Defendant's Motion for Summary Judgment, and granting <u>52</u> Defendant–Intervenor's Motion for Summary Judgment. Judgment is ENTERED in favor of Defendant and Defendant–Intervenor. Signed by Judge James E. Boasberg on 9/20/2012. (jeb, ) (Entered: 09/20/2012)
09/20/2012	<u>62</u>	MEMORANDUM OPINION to <u>61</u> Order. Signed by Judge James E. Boasberg on 9/20/2012. (lcjeb2) (Entered: 09/20/2012)